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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,)	No. CR 16-00410 JST
)	
14 Plaintiff,)	
)	STIPULATION AND PROPOSED ORDER TO
15 v.)	EXCLUDE TIME UNDER THE SPEEDY TRIAL
)	ACT
16 MELVIN ALEXANDER CRUZ-MENDOZA,)	
)	
17 Defendant.)	
)	

18
19 The Court and the parties have received the Forensic Evaluation report from the Bureau of
20 Prisons' (BOP) Metropolitan Detention Center, Los Angeles. Defendant, Melvin Alexander Cruz-
21 Mendoza, is currently in Los Angeles, awaiting transport by the United States Marshals Service to this
22 district, following his competency evaluation. The United States Marshals Service estimates that
23 Defendant will not arrive in the Northern District of California until after June 13, 2017. The status
24 conference to address mental competency issues is now set for June 23, 2017. The parties stipulate and
25 agree that time should be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(1)(F), because of
26 the delay resulting from transportation of the defendant from another district. The parties also stipulate
27 and agree that time should be excluded under the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and
28

STIP. REQUEST TO EXCLUDE TIME

1 (B)(iv), for effective preparation of counsel, because defense counsel has hired an expert to review the
2 BOP Forensic Evaluation report and assess Defendant.

5 DATED: May 26, 2017

Respectfully submitted,

6 BRIAN J. STRETCH
7 United States Attorney

8 /s/ Christina McCall
9 CHRISTINA McCALL
Assistant U. S. Attorney

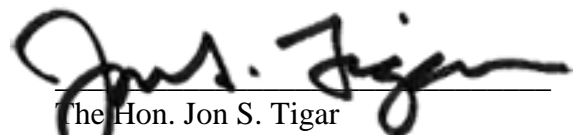
/s/ Angela M. Hansen
ANGELA M. HANSEN
Attorney for Melvin
Alexander Cruz-Mendoza

13 **ORDER**

14 Upon the stipulation of the parties and for good cause shown, it is hereby ordered time be
15 excluded from calculations under the Speedy Trial Act, 18 U.S.C. § 3161(h)(1)(F), between the date of
16 this order and June 23, 2017 due to Defendant's transportation from the Central District of California in
17 the custody of the United States Marshals Service. The court further finds that time shall be excluded
18 under 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), for effective preparation of counsel, because defense
19 counsel has hired an expert to review the BOP Forensic Evaluation report and assess Defendant.

20 IT SO ORDERED.

21 DATED: May 26, 2017

22 
23 The Hon. Jon S. Tigar
United States District Court Judge